

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: BURGBACHER
SERIAL NO. 10/ 501,109 ATT. DOCKET: 870-003-175
FILED: 8 JULY 2004 ART UNIT: 2834
FOR: STATOR ASSEMBLY
EXAMINER: DANG LE CONF. # 1837

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

19 SEP. 2006

COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. §§1.56, 1.97, and 1.98, Applicant wishes to bring the references, listed on the attached form PTO-1449 and enclosed herewith, to the attention of the Examiner. The references were cited by the European Patent Office in a Notification of Opposition (in German: MITTEILUNG EINES EINSRUCHS) mailed 17 JUL. 2006, concerning an opposition filed by ZF Sachs AG, a competitor of Assignee EBM-PAPST, against EP 1 468 481, a European application corresponding to the present US application. Copies of the Notice and the ZF Sachs statement are enclosed herewith (document 8703-175-OPPN.PDF). Further, to the extent available, English-language equivalents are furnished herewith, and make the relevance of the documents apparent. Note that the BEST US Patent 5,828,147 was previously made of record and was already considered by Examiner Le. Therefore, **this submission complies with MPEP § 609.**

REMARKS

No representation is made that more pertinent, although presently unknown, art does not exist. It is anticipated that the Examiner will conduct a thorough search of the prior art and will carefully consider the documents submitted herewith.

The Examiner is respectfully requested to **return an initialled copy** of form PTO-1449, to confirm that the references have been considered.

Early examination and allowance of the present application are respectfully solicited. Since this IDS is being submitted WITHIN 3 MONTHS of the 17 JUL. 2006 date of the EPO Notice, no fee is believed required; if any is required, it may be charged to Deposit Account No. 23-0442.

Respectfully submitted,

/Milton M. Oliver/

Milton Oliver, Reg. # 28,333
Attorney for Applicant
WARE, FRESSOLA, VAN DER SLUYS
& ADOLPHSON, LLP
755 Main Street
P.O. BOX 224
MONROE, CT 06468-0224
TEL: 203-261-1234
FAX: 203-261-5676

DATE: 19 SEP. 2006

Enc.: EPO Notification of Opposition dated 17 JUL. 2006
PTO-1449 and references cited

FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT				ATTY DOCKET NO. 870-003-175		SERIAL NO. 10/ 501,109 = § 371 of PCT/EP02/13821	
				APPLICANT: BURGBACHER			
				FILING DATE: 8 JULY 2004		ART UNIT: 2834 EXR: DANG LE	
UNITED STATES PATENT DOCUMENTS							
EXAM. INITIAL		DOCUMENT NUMBER	DATE	INVENTOR/ASSIGNEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		5,828,147	OCT. '98	BEST + /EBM-WERKE	310	71	
		6,472,783	OCT. 2002	WITTHOHN + /TEMIC	310	68R	AUG. 2000
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	INVENTOR/ASSIGNEE	CLASS	SUBCLASS	TRANSLATION YES/NO
	EP	0 777 312	4 JUN 1997	BEST + /EBM-WERKE			= USP5,828,147
	EP	1 040 550-A1	4 OCT 2000	WITTHOHN + /TEMIC			= USP6,472,783
	WO	99-033 157	1 JUL. 1999	WITTHOHN + /TEMIC			= USP6,472,783
	DE	199 24 325-A1	23 DEC '99	TAREILUS + /M. SACHS			NO
OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)							
Examiner:				Date:			

F:\WP51\MMO\IDS\8703-175.ID2